

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 1230**

Short Title: Scenic Byways Bed and Breakfast Inns. (Public)

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Sponsors: Representative Gibson.

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Referred to: Alcoholic Beverage Control.

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March 29, 2007

1                                   A BILL TO BE ENTITLED  
2 AN ACT TO CREATE AN ALCOHOLIC BEVERAGE CONTROL  
3 ESTABLISHMENT TYPE CALLED "SCENIC BYWAYS BED AND  
4 BREAKFAST INNS" AND TO ALLOW THE ISSUANCE OF CERTAIN  
5 ALCOHOLIC BEVERAGE CONTROL PERMITS TO A SCENIC BYWAYS BED  
6 AND BREAKFAST INN WITHOUT THE APPROVAL OF AN ELECTION.

7 The General Assembly of North Carolina enacts:

8       **SECTION 1.** G.S. 18B-101 is amended by adding a new subdivision to read:

9       "(14c) "Scenic byways bed and breakfast inns" means a business of not more  
10       than 12 guest rooms that offers lodging accommodations for at least  
11       nine but not more than 23 persons and that meets all of the following  
12       conditions:

- 13       a.   It is located in a county with three or more designated scenic  
14       byways as designated by the North Carolina Department of  
15       Transportation.
- 16       b.   It operates a restaurant with a seating capacity of 32 or more  
17       persons for the purpose of serving food and beverage to guests  
18       of the inn and to the general public for pay.
- 19       c.   It caters on-site private parties and receptions.
- 20       d.   It is located in a county in which the on-premises sale of malt  
21       beverages and unfortified wine is authorized in at least one city.
- 22       e.   It is located in a county with 100 or more active alcoholic  
23       beverage permits issued by the North Carolina Alcoholic  
24       Beverage Control Commission.
- 25       f.   It is located in a county in which the on-premises sale of malt  
26       beverages and unfortified wine is authorized for a competitive  
27       bed and breakfast inn or restaurant within a three-mile radius.
- 28       g.   It is the permanent residence of the owner or the manager of the  
29       business.

1                    A scenic byways bed and breakfast inn shall maintain an Internet Web  
2                    site to attract travelers and tourists and shall advertise at least quarterly  
3                    in a state or regional publication or in the State travel guide published  
4                    by the North Carolina Department of Commerce."

5                    **SECTION 2.** 18B-603(f) is amended by adding a new subdivision to read:  
6                    "(10) The permits authorized by G.S. 18B-1001(1), (3), (5), and (10) for  
7                    scenic byways bed and breakfast inns."

8                    **SECTION 3.** This act is effective when it becomes law.